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## PTO/SB/21 (08-00) Approved for use through 10/31/2002. OMB 0651-0031 U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. 09/127.112 Application Number TRANSMITTAL July 31, 1998 **Filing Date FORM** Brian I. Marcus First Named Inventor (to be used for all correspondence after initial filing) Group Art Unit 3712 Rovnak, J. **Examiner Name** Attorney Docket Number | 005 Total Number of Pages in This Submission **ENCLOSURES** (check all that apply) After Allowance Communication Assignment Papers (for an Application) Fee Transmittal Form to Group Appeal Communication to Board Fee Attached Drawing(s) of Appeals and Interferences Appeal Communication to Group Licensing-related Papers Amendment / Reply (Appeal Notice, Brief, Reply Brief) Petition After Final Proprietary Information Petition to Convert to a Affidavits/declaration(s) Provisional Application Status Letter Power of Attorney, Revocation Changé of Correspondence Address Other Enclosure(s) (please Extension of Time Request identify below): Terminal Disclaimer **Postcard Express Abandonment Request** Request for Refund Information Disclosure Statement RECEIVED CD, Number of CD(s) Certified Copy of Priority MAR 2 5 2003 Document(s) Remarks Response to Missing Parts/ TECHNOLOGY CENTER R3700 Incomplete Application Response to Missing Parts under 37 CFR 1.52 or 1.53 SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT Firm Kirk J. DeNiro, Esq., Vierra Magen Marcus Harmon & DeNiro LLP Individual name Signature March 10, 2003 Date CERTIFICATE OF MAILING I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: March 10, 2003 Kirk J. DeNiro, Reg. No. 35,854 Typed or printed name March 10, 2003 Signature Date

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PTO/SB/17 (01-03)

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## **TRANSMIT** for FY 2003

Effective 01/01/2003. Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

205 TOTAL AMOUNT OF PAYMENT

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Complete if Known								
Application Number	09/127,112	4						
Filing Date	July 31, 1998	,CF	THE WAY					
First Named Inventor	Brian I. Marcus	0						
Examiner Name	Rovnak, J.	9	<u>ښ</u> و	J. 1				
Art Unit	3712		CE	00				
Attorney Docket No.	005		酒	3				

METHOD OF PAYMENT (check all that apply)				FEE	CALCULATION (continued)	257
Check Credit card Money Other None	3. ADDITIONAL FEES					
Deposit Account:	<u>Large</u>	Large Entity   Small Entity				
Denosit	Fee Code	Fee (\$)	Fee Code	Fee (\$)	Fee Description	Fee Paid
Account Number	1051	130	2051		Surcharge - late filing fee or oath	Fee raiu
Deposit Vierra Magen Marcus	1052	50	2052		Surcharge - late provisional filing fee or	
Account Name Harmon & DeNiro LLP	1053	130	1053	120	cover sheet Non-English specification	
The Commissioner is authorized to: (check all that apply)		2,520	1		For filing a request for ex parte reexamination	
Charge fee(s) indicated below Credit any overpayments	1804	920*	1804	-	Requesting publication of SIR prior to	
Charge any additional fee(s) during the pendency of this application		020			Examiner action	<u> </u>
Charge fee(s) indicated below, except for the filing fee	1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
to the above-identified deposit account.	1251	110	2251	55	Extension for reply within first month	
FEE CALCULATION	1252	410	2252	205	Extension for reply within second month	205
1. BASIC FILING FEE Large Entity Small Entity	1253	930	2253		Extension for reply within third month	
Fee Fee Fee Fee Description Fee Paid	1254	1,450	2254	725	Extension for reply within fourth month	
Code (\$)   Code (\$)	1255	1,970	2255	985	Extension for reply within fifth month	
1001 750 2001 375 Utility filing fee 1002 330 2002 165 Design filing fee	1401	320	2401	160	Notice of Appeal	]
1002 330 2002 165 Design lilling fee	1402	320	2402		Filing a brief in support of an appeal	
1004 750 2004 375 Reissue filing fee	1403	280	2403		Request for oral hearing	
1005 160 2005 80 Provisional filing fee	1451	1,510	1451	1,510	Petition to institute a public use proceeding	
SUBTOTAL (1) (\$) 0	1452	110	2452		Petition to revive - unavoidable	
	1453	1,300	2453	650	Petition to revive - unintentional	
2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE	1501	1,300	2501		Utility issue fee (or reissue)	
Extra Claims below Fee Paid	1502	470	2502	235	Design issue fee	
Total Claims	1503	630	2503	315	Plant issue fee	
Claims - 3 =	1460	130	1460	130	Petitions to the Commissioner	
Multiple Dependent = 0	1807	50	1807	7 50	Processing fee under 37 CFR 1.17(q)	
Large Entity   Small Entity Fee Fee   Fee Fee Fee Description	1806	180	1806		Submission of Information Disclosure Stmt	
Code (\$) Code (\$)	8021	40	802	1 40	Recording each patent assignment per property (times number of properties)	
1202	1809	750	2809	375	Filing a submission after final rejection (37 CFR 1.129(a))	
1203 280 2203 140 Multiple dependent claim, if not paid	1810	750	2810	375	For each additional invention to be	
1204 84 2204 42 ** Reissue independent claims over original patent	1801	750	2801	375	examined (37 CFR 1.129(b))  Request for Continued Examination (RCE)	
1205 18 2205 9 ** Reissue claims in excess of 20 and over original patent	1802		1802		Request for expedited examination of a design application	
· · · · · · · · · · · · · · · · · · ·	Other	fee (sp	ecify) _			
**or number previously paid, if greater; For Reissues, see above	*Red	uced by	Basic	Filing F	ee Paid SUBTOTAL (3) (\$)	205

(Complete (if applicable) SUBMITTED BY Registration No. Kirk J. DeNiro 35.854 Telephone (415) 369-9660 Name (Print/Type) Date March 10, 2003 Signature

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## FEE TRANSMITTAL for FY 2003

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✓ Applicant claims small entity status. See 37 CFR 1.27

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Со	mplete if Known
Application Number	09/127,112
Filing Date	July 31, 1998
First Named Inventor	Marcus
Examiner Name	Rovnak, J.
Art Unit	3714
Attorney Docket No.	005

METHOD OF PAYMENT (check all that apply)							FEE	CALCULATION (continued)	
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Deposit	Account:	Older			Entity				
Deposit				Fee Code		Fee Code	Fee (\$)	Fee Description	Fee Paid
Account Number	501826			1051	130	2051	65	Surcharge - late filing fee or oath	
Deposit Account		agen Marcus & DeNiro LLP		1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
Name The Commiss		prized to: (check all that ap	nn/v)	1053	130	1053	130	Non-English specification	
	(s) indicated b		verpayments	1812	2,520	1812	2,520	For filing a request for ex parte reexamination	
		e(s) during the pendency of		1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
		elow, except for the filing			1,840*	1805	1,840*	Requesting publication of SIR after	TEC
to the spove-id	entified depos	it account.	and the second of the second of the second	l				Examiner action	<u> </u>
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1. BASIC F	ILING FEE	With Table Change		1252	410	2252	205	Extension for reply within second month	
Large Entity	Small Entity	Ess Description	Fee Paid	1253	930	2253		Extension for reply within third month	
	Fee Fee Code (\$)	Fee Description	ree raiu	1254	1,450	2254	725	Extension for reply within fourth month	5 2003 CENTER R3700
1001 750	2001 375	Utility filing fee		1255	1,970	2255	985	Extension for reply within fifth month	물 넘
1002 330	2002 165	Design filing fee		1401	320	2401	160	Notice of Appeal	7 0 0
1003 520	2003 260	Plant filing fee		1402	320	2402	160	Filing a brief in support of an appeal	<del>  23    </del>
1004 750	2004 375	Reissue filing fee		1403	280	2403	140	Request for oral hearing	<del>                                      </del>
1005 160	2005 80	Provisional filing fee		1451	1,510	1451	1,510	Petition to institute a public use proceeding	<u> </u>
		SUBTOTAL (1) (\$)		1452	110	2452	55	Petition to revive - unavoidable	<b>——</b>
2 EVIDA	CLAIRS EEE	S FOR UTILITY AN	DEISSUE	1453	1,300	2453	650	Petition to revive - unintentional	<u> </u>
Z. EXTRA	CLAIM FEE	Fee fro	om		1,300	2501		Utility issue fee (or reissue)	
Total Claims		Extra Claims below	Fee Paid	1502	470	2502		Design issue fee	
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Claims Multiple Depe		' ⁼ └── ^ ├──	┪┇━━━┪	1460	130	1460		Petitions to the Commissioner	
		<u> </u>		1807	50	180		Processing fee under 37 CFR 1.17(q)	100.00
Large Entity Fee Fee	Small Entit	Y Fee Description		1806	180	180		Submission of Information Disclosure Stmt	180.00
Code (\$)	Code (\$)			8021	40	802	1 40	Recording each patent assignment per property (times number of properties)	
1202 18	2202	<ul> <li>9 Claims in excess of 20</li> <li>12 Independent claims in</li> </ul>		1809	750	280	9 375	Filing a submission after final rejection	
1201 84 1203 280	2201 4 2203 14			1810	750	281	0 375	(37 CFR 1.129(a)) For each additional invention to be	
1204 84		2 ** Reissue independer	•		. 50	-3.	- 5.0	examined (37 CFR 1.129(b))	$\vdash$
I	-20, 7	over original patent		1801		2801		Request for Continued Examination (RCE)	L
1205 18	2205	9 ** Reissue claims in example and over original part		1802	900	1802	900	<ul> <li>Request for expedited examination of a design application</li> </ul>	
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**or number previously paid, if greater; For Reissues, see above				*Red	uced by	/ Basic	Filing F	ee Paid SUBTOTAL (3) (\$) 180.	00

**or number previous	ly paid, if greater; For Reissues, se	e above	duoda by Dadie i ii	g 7 00 1 010	SUBTUTA	rr (3) (2) 18	0.00
SUBMITTED BY					(Complete	e (if applicable)	
Name (Print/Type)	Brian I. Marcus,		Registration No. (Attorney/Agent)	34,511	Telephon	e 415-369-966	0
Signature	T ALLU	avu	<b>A</b>		Date	January 7,	2003
WARNING: Information on this form may become public. Credit card information should not							
	be included on this form. Pro	ovide credit car	rd information a	and authorizat	ion on PTO-2	2038.	}
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USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete.							
including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments ob							
the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and							
Trademark Office U.S. Department of Commerce, Washington, DC 20231, DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TOST							

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		Application Number	09/127,112		
TRANSMITTAL			Filing Date	July 31, 1998	
FORM		First Named Inventor	Marcus		
(to be used for all o	correspondence after	initial filing)	Group Art Unit	3714	
			Examiner Name	Rovnak, J.	
Total Number of Pages in This Submission			Attorney Docket Number	005	
ENCLOSURES (check all that apply)					
Fee Transmittal Form  Fee Attached  Drawing  Licensin  After Final  Affidavits/declaration(s)  Extension of Time Request  Express Abandonment Request  Request  Assignm  (for an A  Drawing  Licensin  Petition  Provisio  Change Address  Termina  Request		ig-related Papers  to Convert to a  nal Application of Attorney, Revocation of Correspondence	After Allowance Communication to Group Appeal Communication to Board of Appeals and Interferences Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) Proprietary Information  Status Letter Other Enclosure(s) (please identify below): Copies of References Postcard  PECEIVED  JAN 1 5 2003 TECHNOLOGY CENTER R3: 00		
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	SIGNATUR	RE OF APPLI	CANT, ATTORNEY, OR A	AGENT	
Firm or Individual name	Brian I. N	Marcus, Esq	., Vierra Magen Marcus	Harmon & DeNiro LLP	
Signature			- Ware	لان	
Date January 7, 2003 U					
		CERTIFIC	ATE OF MAILING		
I hereby certify that this corre mail in an envelope addresse				ice with sufficient postage as first class late: January 7, 2003	
Typed or printed name	Brian I. Marcus	s			
Signature	IXZ	<u> </u>	Date Date	e January 7, 2003	

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